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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

KRISTIN K. MAYES - Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

2009 SEP -3 P 2:58

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

SEP -3 2009

DOCKETED BY

IN THE MATTER OF QWEST CORPORATION'S
PETITION FOR ARBITRATION AND
APPROVAL OF INTERCONNECTION
AGREEMENT WITH NORTH COUNTY
COMMUNICATIONS CORPORATION OF
ARIZONA PURSUANT TO SECTION 252(B) OF
THE COMMUNICATIONS ACT OF 1934 AS
AMENDED BY THE TELECOMMUNICATIONS
ACT OF 1996 AND APPLICABLE STATE LAWS.

DOCKET NO. T-01051B-09-0383
DOCKET NO. T-03335A-09-0383

PROCEDURAL ORDER

BY THE COMMISSION:

On August 3, 2009, Qwest Corporation ("Qwest") filed with the Arizona Corporation Commission ("Commission") a Petition for Arbitration of certain terms and conditions for interconnection and related arrangements with North County Communications Corporation of Arizona ("North County").

By Procedural Order dated August 5, 2009, North County was directed to file a Response to the Petition by August 28, 2009, and a Procedural Conference was set for September 2, 2009, for the purpose of scheduling.

On September 1, 2009, North County docketed a letter that requested a 30 day continuance in order to give the parties an opportunity to negotiate an interconnection agreement.

The September 2, 2009, Procedural Conference convened as scheduled. Qwest and North County appeared through counsel. Qwest agreed to the requested 30 day continuance and agreed that the deadline for Commission action on the Petition could be extended by 30 days.

IT IS THEREFORE ORDERED that North County shall file a Response to the Petition no later than **Septembers 29, 2009**, such response to include specific statements of its positions, including supporting reasons therefore, cites to controlling law and regulations in support of its positions, and alternative contract language in a "redline" format.

1 IT IS FURTHER ORDERED a **telephonic Procedural Conference** to discuss the status of
2 the Petition and schedule the arbitration, if needed, shall commence on **October 1, 2009, at 10:00**
3 **a.m.**, at the offices of the Commission, Room 218, 400 West Congress, Tucson, Arizona. **Parties**
4 **desiring to participate telephonically should contact the Commission's Hearing Division (602)**
5 **542-4250 for instructions prior to the date of the Procedural Conference.**

6 IT IS FURTHER ORDERED that the Procedural Conference will be vacated in the event the
7 parties file a notice in the docket on or before September 29, 2009, that they have negotiated an
8 interconnection agreement or that both parties desire more time to reach an agreement.

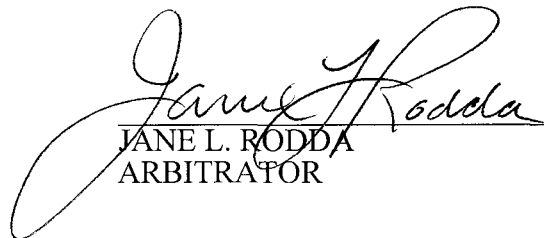
9 IT IS FURTHER ORDERED that the costs to transcribe the proceedings shall be borne
10 equally by Qwest and North County.

11 **IT IS FURTHER ORDERED that all parties must comply with Rule 33(c) and (d) of the**
12 **Rules of the Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.**

13 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
14 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
15 Rules of Arizona Supreme Court). Representation before the Commission includes the obligation to
16 appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter
17 is scheduled for discussion, unless counsel has previously been granted permission to withdraw by
18 the Administrative Law Judge or the Commission.

19 IT IS FURTHER ORDERED that the Arbitrator may rescind, alter, amend, or waive any
20 portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

21 Dated this 2nd day of September, 2009.

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25 JANE L. RODDA
26 ARBITRATOR
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1 Copies of the foregoing mailed/delivered
2 this 2ND day of September, 2009 to:

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20
21 By: 

22 Julio Hara
23 Secretary to Jane L. Rodda
24
25
26
27
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